

FAX RECEIVED

JUL 22 2003

GROUP 1600

FACSIMILE TRANSMITTAL**ROBINS & PASTERNAK LLP**1731 Embarcadero Road, Suite 230
Palo Alto, CA 94303Telephone: 650-493-3400
Facsimile: 650-493-3440

OFPI

Date: July 21, 2003
To: Examiner R. Shukla
USPTO, Art Unit 1632
Facsimile No. 1-703-872-9307
From: Dahna S. Pasternak
Re: USSN 09/464,795 (Atty Dkt. 9400-0002)
Message: Please see attached Amendment Transmittal Letter and Response
After Final.

TO BE MADE OF OFFICIAL RECORD

Total number of pages, including this cover sheet: 12

WARNING: This facsimile message and accompanying documents are intended only for the use of the addressee indicated above. Information that is privileged or otherwise confidential may be contained therein. If you are not the intended recipient, you are hereby notified that any dissemination, copying, review or use of the above message or the accompanying documents is strictly prohibited. If you have received this message in error, please notify us immediately by telephone or facsimile, and mail the original to us at the above address. Thank you.

Please contact us at (650) 493-3400 if you have any problems receiving this transmission.

Atty Dkt No. 9400-0002
 USSN: 09/464,795
 PATENT

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office at 1-703-872-9307 on July 21, 2003.

7/21/03 Gail Wardwell

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Contag and Zhang

Confirmation No.: 8087

Serial No.: 09/464,795

Art Unit: 1632

Filing Date: December 16, 1999

Examiner: R. Shukla

Title: NON-INVASIVE EVALUATION OF PHYSIOLOGICAL
 RESPONSE IN A MAMMAL

AMENDMENT TRANSMITTAL LETTER

Mail Stop After Final
 Commissioner for Patents
 PO Box 1450
 Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing is an amendment in the above patent application in response to the Office Action of May 21, 2003.

Applicants request an extension of time for month.

No additional fee is required.

Also enclosed:

No. of Claims After Amendment	Most Claims Previously Paid			Extra Claims			Additional Fee			
	A. Total Claims	11	-	21	=	0	x	\$18	=	\$0
B. Ind. Claims	1	-		3	=	0	x	\$84	=	0

Atty Dkt No. 9400-0002
 USSN: 09/464,795
 PATENT

C. If amended to contain multiple dependent claims, add 280	\$280	=	\$0
D. Total Amendment Fee (Total of A, B & C)		=	0
E. If small entity, 50% reduction of Total Amendment Fee (50% of D)		=	0
F. Total Amendment Fee (D minus E)		=	\$0

— A check for \$ to cover the extension of time fee and extra claims fee is attached.

— Charge \$ to Deposit Account No. 18-1648.

The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 which may be required by this paper, or to credit any overpayment, to Deposit Account No. 18-1648.

Respectfully submitted,

Date:

July 21, 2003

By:

Dahna S. Pasternak

Dahna S. Pasternak
 Registration No. 41,411
 Attorney for Applicants

ROBINS & PASTERNAK LLP
 1731 Embarcadero Road, Suite 230
 Palo Alto, CA 94303
 Telephone: 650-493-3400
 Facsimile: 650-493-3440

USSN 09/464,795
9400-0002

#24/C

PD

7-21-03
(NB)

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office at 1-703-872-9307 on July 21, 2003.

7/21/03Gail Wardwell

*Do not enter
RFB 7/23/03*

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Contag and Zhang

For: **NON-INVASIVE EVALUATION OF
PHYSIOLOGICAL RESPONSE IN A
MAMMAL**

Serial No.: 09/464,795

Filed: December 16, 1999

Atty. Docket No.: 9400-0002 (PXE-007.US)

Examiner: R. Shukla

Group Art Unit: 1632

Confirmation No.: 8087

AMENDMENT AFTER FINAL

Mail Stop After Final
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

RESPONSE AFTER FINAL

Mail Stop After Final
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

This paper is responsive to the Final Office Action mailed in the above-referenced case on May 21, 2003. Since this response is filed with two-months of the date of filing, namely by July 21, 2003, expedited procedure after final is requested. Reconsideration in view of the following amendments and remarks is respectfully requested.